

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

JAMES DERRICK O'NEAL,	:	
Petitioner	:	Case No. 1:02-cv-357
	:	
vs.	:	Judge Michael R. Barrett
	:	Magistrate Judge Michael R. Merz
MARGARET A. BAGLEY,	:	Death Penalty Case
Respondent	:	

MOTION TO WITHDRAW AS CO-COUNSEL

Principal Assistant Attorney General Matthew C. Hellman is no longer with the Capital Crimes Unit of the Attorney General's Office and hereby request to withdraw as Co-counsel of record in the above styled case. **Assistant Attorney General Stephen E. Maher** will continue as Lead and Trial Counsel.

Respectfully Submitted,

MARC DANN,
Ohio Attorney General

s/ *Matthew C. Hellman*

MATTHEW C. HELLMAN (0071628)
Principal Assistant Attorney General
Crimes Victims Services
150 East Gay Street 25th Floor
Columbus, Ohio 43215
Email: mhellman@ag.state.oh.us
(614) 466-5610

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **Motion to Withdraw as Counsel** has been forwarded via the Court's electronic filing system this 24th day of October, 2007 to the following counsel for petitioner:

John J. Gideon, Esq.
250 East Stanton Avenue
Columbus, Ohio 43214-1268
(614) 430-3377
(614) 430-3378 Fax
Email: johngideon@sbcglobal.net

Michael W. Krumholtz, Esq.
Bieser, Greer & Landis
400 National City Center
6 North Main Street
Dayton, Ohio 45402
(937) 223-3277
(937) 223-6339
Email: mwk@bgllaw.com

s/ *Matthew C. Hellman*

MATTHEW C. HELLMAN (0071628)